

Message Text

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PAGE 01 TEL AV 09016 091539Z
ACTION L-03

INFO OCT-01 NEA-10 ISO-00 JUSE-00 HA-05 CA-01 SS-15
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E.O.11652: N/A
TAGS: PDIP, IS
SUBJ: ISRAELI FOREIGN OFFENCES BILL

REF: (A) TEL AVIV 8949, (B) STATE 254357

1. SUMMARY: AT END OF NOVEMBER 4 MEETING WITH MFA AND
MINISTRY OF JUSTICE OFFICIALS DESCRIBED IN REFTEL (A),
MR. DENNIS GOLDMAN FROM THE MINISTRY OF JUSTICE PROVIDED
A RUNDOWN ON THE STATUS OF THE FOUR PENDING U.S.
EXTRADITION CASES. GOLDMAN INDICATED THAT WITH THE
EXCEPTION OF NURIELI, PROCEEDINGS AGAINST THE OTHER
THREE ARE IN ABEYANCE PENDING ENACTMENT OF THE FOREIGN
OFFENCES BILL END SUMMARY.

2. AT THE CONCLUSION OF THE DISCUSSIONS REPORTED IN
REFTEL (A), DENNIS GOLDMAN FROM THE MINISTRY OF JUSTICE
PROVIDED THE FOLLOWING RUNDOWN ON THE STATUS OF THE FOUR
PENDING U.S. EXTRADITION CASES:

(A) DOV COHEN: CASE WAS DISMISSED BY THE TEL AVIV DISTRICT
COURT DECEMBER 5, 1976 FOR INSUFFICIENT EVIDENCE; AN APPEAL
WAS FILED BY THE STATE ATTORNEY'S OFFICE ON DECEMBER 24, 1977
WITH NO DATE YET FIXED FOR HEARING; STATE ATTORNEY DOES NOT
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PAGE 02 TEL AV 09016 091539Z

INTEND TO PRESS FOR A HEARING PENDING THE OUTCOME OF THE
FOREIGN OFFENCES BILL.

(B) ABRAHAM SAFRAI: SAMUEL SHAPIRO, WHO WAS LINKED WITH
SAFRAI IN THIS CASE, VOLUNTARILY RETURNED TO THE U.S.
JUNE 6, 1977; SAFRAI WAS RELEASED JUNE 17, 1977 ON IL100,000
CASH OR BANK GUARANTEE AND IL500,000 OF HIS OWN OR THIRD
PARTY GUARANTEE; BAIL IS POSTED FOR 180 DAYS, I.E. UNTIL

DECEMBER 17, 1977; STATE ATTORNEY'S OFFICE CONSIDERS THE EVIDENCE THUS FAR PRESENTED BY USG INADEQUATE AS PRIMARY TESTIMONY IS FROM AN ACCOMPLICE, A SOURCE VIEWED EXTREMELY WEAK UNDER ISRAELI LAW; STATE ATTORNEY'S OFFICE QUESTIONS THE VALUE OF SOLICITING ADDITIONAL HARD EVIDENCE FROM USG AT THIS TIME IN VIEW OF THE PENDING ENACTMENT OF THE FOREIGN OFFENCES BILL.

(C) RUBIN GRAZIANI: AS THE REQUEST FOR EXTRADITION ARRIVED AFTER INTRODUCTION OF THE FOREIGN OFFENCES BILL, STATE ATTORNEY'S OFFICE CONTEMPLATES NO ACTION ON THE REQUEST PENDING ENACTMENT OF THE NEW LEGISLATION.

(D) NURIEL NURIELI: STATE ATTORNEY GENERAL HAS DECIDED TO PROCEED WITH THE PROSECUTION OF THE NURIELI CASE AS THE PROPOSED NEW LEGISLATION WOULD INCLUDE A PROVISION FOR CARRYING OUT IN ISRAEL SENTENCES OF IMPRISONMENT IMPOSED ABROAD: DESPITE DEFENSE ATTORNEY'S EFFORTS TO HAVE THE CASE POSTPONED, A HEARING WAS HELD BEFORE THE DISTRICT COURT, JERUSALEM, NOVEMBER 8; THE JUDGE'S DECISION, NOW PENDING, COULD BE RENDERED BEFORE ENACTMENT OF THE FOREIGN OFFENSES BILL.

3. GOLDMAN POINTED OUT THAT ALL FOUR CASES INVOLVE PERSONS WHO WERE ISRAELI CITIZENS AT THE TIME OF THE COMMISSION OF CRIMINAL ACTS AND, WITH THE EXCEPTION OF DOV COHEN, WERE ISRAELIS BY BIRTH.

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PAGE 03 TEL AV 09016 091539Z

4. EMBASSY STILL AWAITING STATUS REPORT ON FOUR CASES PROMISED IN STATE REFTEL.
LEWIS

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Message Attributes

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Disposition Date: 22 May 2009
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